IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 12TH JUNE 2007 / 22ND JYAISHTA 1929

Crl.Rev.Pet.No. 2320 of 2007

CRA.117/2003 of ADDL. SESSIONS COURT (FAST TRACK COURT) III, PALAKKAD

ST.121/1999 of CHIEF JUDICIAL MAGISTRATE COURT, PALAKKAD

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REVN. PETITIONER: PETITIONER/APPELLANT/ACCUSED

JYOTHI BHOOPATHY, W/O BOOPATHY,
13/441, NECHULLY HOUSE, MAIN ROAD,
MANNARCADU P.O., PALAKKAD DISTRICT.

BY ADV. SRI.JOHN JOSEPH(ROY)

RESPONDENTS: RESPONDENTS/COMPLAINANT & STATE

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1. HARI PRASAD S/O GOPALAKRISHNAN,
AMRITHODHAYAM, KARUKODI, VADAKKANTHARA P.O.,
PALAKKADU-12.

2. STATE OF KERALA REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR MR. P. RAVINDRA BABU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 12/06/2007,THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

CRL.R.P.NO.2320 of 2007

DATED THIS THE 12th June 2007

ORDER

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for two months and to pay a compensation of Rs.1,80,000/- under Section 357(3) Cr.P.C. and in default to undergo simple imprisonment for one month.

The revision petitioner has only sought for modification of the sentence and time to pay the amount of compensation. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The remaining portion of the sentence is confirmed. The revision petitioner is granted six months time to pay the amount of compensation. He shall appear before the Chief Judicial Magistrate,Palakkad on 12-12-2007 to receive sentence. Non-bailable warrant pending, if any, shall be kept in abeyance till then. The Crl.revision petition is disposed of accordingly.

K.R.UDAYABHANU, JUDGE

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